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ey Docket No. 17853-046

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Serial No:

Harding et al. 10/600,108

Filed:

June 20, 2003

For:

OPTICAL BAR CODE SCANNER AND

SYSTEM FOR RETRIEVING BAR CODE DATA

Examiner:

Mark Stephen Tremblay

Art Unit:

2876

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, Applicants hereby make of record the documents listed on the attached modified Form PTO-1449, as well as copies of the listed documents.

This Information Disclosure Statement is being filed after the mailing date of the first Office Action, but before the mailing date of either a final action under 37 C.F.R. §1.113 or a Notice of Allowance under 37 C.F.R. §1.311. The fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) is enclosed.

It is respectfully requested that the Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims, and sign the enclosed form PTO-1449 to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application.

By submitting this Information Disclosure Statement, the Applicants make no representation that: (1) a search has been performed, of the extent of any search performed, or that more relevant information does not exist; (2) the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b); and (3) the information cited in the Statement is, or is considered to be, in fact, prior art as defined by

35 U.S.C. §102. 03/14/2005 JBALINAN 00000110 10600108

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APPLICANT: U.S.S.N.:

Harding et al.

10/600,108

Notwithstanding any statements by the Applicants, the Examiner is urged to form his/her own conclusion regarding the relevance of the cited information. An early and favorable action is hereby requested.

Please charge any fees that may be due, or credit any overpayment of same, to Deposit Account No. 50-0311, Reference No. 17853-046.

Respectfully submitted.

Carol H. Peters /

Registration No. 45,010 Mintz, Levin, Cohn, Ferris Glovsky and Popeo, P.C.

Please address all written correspondence to

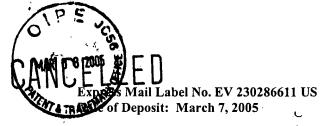
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T: 617/348-4914 F: 617/542-2241

Date: March 7, 2005

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Modified Form 1449/PTO						Application Number 10/600,108					
						Filing Date	June 20, 2003				
	INFO	RMAT	ION DISCL	OSURE		First Named Inventor	Harding				
STATEMENT BY APPLICANT						Group Art Unit	2876				
						Examiner Name Mark Stephen Tremblay					
	(use	as man	y sheets as ne	cessary)		Attorney Docket Number 17853-046)46			
					U.S	. PATENT DOCUMENTS				* 1.	
Exam Initials	Cite No.	U.S. Patent Document No.		Issue Date	Name of Patentee(s) or Applicant(s)		Class	Sub Class	Filing I	Date opriate	
	A1	4,654	,482	03/31/87	DeAn	gelis	379	95			
	A2	5,157	,687	10/20/92	Tyme	S	375	1			
	А3	5,221	,838	06/22/93	Gutma	an et al.	235	379			
	A4	5,280	,498	01/18/94	Tymes et al.		375	1			
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	A7	5,424,524		06/13/95	Ruppert et al.		235	462	<u> </u>		
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	A12	5,640,193		06/17/97	Wellner		348	7		,	
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Exam Initials	Cite No.	U.S. Published Application No.		Published Date	Name of Patentee(s) or Applicant(s)		Class	Class Sub Class		Filing Date If Appropriate	
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	•		··· ·		FORE	GN PATENT DOCUMENTS		·			
Exam Initials	Cite No.	Foreig Office	gn Patent Do Number	Name		of Patentee(s) or Applicant(s)			Trans Yes	lation No	
	B1	wo	97/01137		SOLAF	R COMMUNICATIONS, INC.	01/09/97				
	B2	wo	98/03923		ERNE	STINE, LLC	01/29/98				
	В3	wo	98/06055		RAPA	PORT et al.	02/12/98				

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В	34	ow	98/19259	IPF, INC.	05/07/98		
В	35	wo	98/20411	NEOMEDIA TECHNOLOGIES, INC.	05/14/98		
В	36	wo	98/24036	METROLOGIC INSTRUMENTS, INC.	06/04/98		
В	37	wo	99/14705	METROLOGIC INSTRUMENTS, INC.	03/25/99		
В	38	wo	00/05668	NEOMEDIA TECHNOLOGIES, INC.	02/03/00		
В	39	EΡ	0 837 406 A2	SYMBOL TECHNOLOGIES, INC.	04/22/98		

OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS							
Exam Initials	Cite No.	Name of Author, Title (when appropriate), Publication, Volume, Page(s), Date, Etc.					
	C1	Dean et al. IBM Technical Disclosure Bulletin, 35(1A):315-318 (1992)					

* a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. ______, filed ______, and relied upon for an earlier filing date under 35 U.S.C. §120 (continuation, continuation-in-part, and divisional applications).

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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